HIGH COURT OF CHHATTISGARH: BILASPUR

Division Bench

Coram: **Hon'ble Shri Jagdish Bhalla, Acting Chief Justice &**
Hon'ble Shri Dilip Raosaheb Deshmukh, Judge

M.C.C. No.468 of 2007

Applicants

1. Steel Authority of India Limited, Through its Chairman, Ispat Bhawan, Lodhi Road, New Delhi.
2. Bhilai Steel Plant, through its Managing Director, Bhilai, District Durg (CG)

(Respondents No.2 & 3 in W.P. No.559/1996)

Versus

Respondents

1. Shri Ajay Kumar Jaiswal aged about 43 years, S/o Shri G.R. Jaiswal, R/o 300/J, Risali Sector, Bhilai Steel Plant, Bhilai, Distt. Durg (CG)
2. Shri S.K. Verma, aged about 44 years, S/o Shri (late) G.R. Verma, R/o 233/F, Risali Sector, Bhilai Steel Plant, Bhilai, Distt. Durg (CG)
3. Shri Anil Kumar Sethi, aged about 44 years, S/o Shri B.R. Sethi, R/o 4A/Ar.St.4, Sector-5, Bhilai Steel Plant, Bhilai, Distt. Durg (CG)
4. Shri Rajiv Amrotkar, aged about 45 years, S/o Shri B.G. Amrotkar, R/o MIG-II/92, Hudco, Bhilai Steel Plant, Bhilai, Distt. Durg (C.G.)
5. Shri R.N. Prusty, aged about 44 years, S/o Shri C.S. Prusty, R/o. 3A/12/5, Bhilai Steel Plant, Bhilai, Distt. Durg (CG)
6. Shri Sanjay Kamra, aged about 42 years, S/o Shri K.K.Kamra, R/o 8A/11/Sec.1, Bhilai Steel Plant, Bhilai, Distt. Durg (CG)
7. Shri K.K. Murthy, aged about 40 years, S/o Shri K.S. Rao, R/o Smriti Nagar, Bhilai Steel Plant, Bhilai, Distt. Durg (CG)
8. Shri P.S.V. Satya Narayan, aged about 52 years, S/o Shri P.K. Vishwanathan, R/o Dixit Colony, Kosanagar, Bhilai Steel Plant, Bhilai, Distt. Durg (CG)
9. Shri A.K. Vishwakarma, aged about 39 years, S/o Shri Dr. B. Vishwakarma, R/o 24/32, Civil Lines, Distt. Durg, C.G.

(81)

10. Shri P.K. Dodke, aged about 43 years, S/o Shri N.R. Dodke, R/o MIG-1-10, Hudco, Bhilai Steel Plant, Bhilai, Distt. Durg (CG)
11. Shri R.G. Dewangan, aged about 44 years, S/o Shri C.L. Dewangan, R/o 16/30/10, Bhilai Steel Plant, Bhilai, Distt. Durg (CG)
12. Shri B.K.Das, aged about 41 years, S/o Shri R.K. Das, R/o 5A/17/4, Bhilai, Distt. Durg (CG)
13. Sanjay Kumar Soni, aged 44 years, S/o Shri P.V. Chatterjee, R/o 1-E/69/Sec.6, Bhilai Nagar, Distt. Durg (CG)
14. A.K. Chatterjee, aged 44 years, S/o Shri P.V. Chatterjee, R/o 1-E/69/Sec.6, Bhilai Nagar, Distt. Durg (CG)
15. K.C. Agrawal, aged 43 years, S/o Late Shri C.N. Agrawal, R/o 3B/31/1, Bhilai, Distt. Durg, (CG)
16. R. Manoj Kr. Aged 39 years, S/o Shri K.R.R.C. Nair, R/o MIG-I-983, Hudco, Bhilai, Distt. Durg (CG)
17. Anand Kumar Takey, aged 39 years, S/o Shri R.N. Takey, R/o Vidyut Nagar, Plot No.68, Borsi Road, Durg (CG)
18. S.K. Shukla, aged 39 years, S/o Shri D.K. Shukla, R/o 2D/46/8, Bhilai, Distt. Durg (CG)
19. Pradeep Kumar, aged 37 years, S/o Shri K.N.Mishra, R/o HIG C/65, Shailendra Nagar, Bhilai, Distt. Durg (CG)
20. Anil Rana, aged 39 years, S/o Shri K.S. Rana, R/o Gurudwara Colony, Raipur (CG)
21. Rajesh Kumar, aged 40 years, S/o Shri D. Chond, R/o 2D/ENR/IV, Bhilai, Distt. Durg, C.G.
22. A.K. Shrivastava, aged 37 years, S/o Shri R.S. Shrivastav, R/o 326, Sikshak Nagar, Durg (CG)
23. P.K. Kalpande, aged 49 years, S/o Shri B.V. Kalpande, R/o 584, Padmanabhapur, Durg (CG)
24. Shri Parth Pratim Pal, aged 44 years, S/o Shri R.K. Pal, R/o 9A/23/Sec-1, Bhilai, Distt. Durg(CG)
25. Sateyandra Kumar Dewangan, aged 41 years, S/o Shri G.L. Dewangan, R/o 7F/10/V, Bhilai, Distt. Durg (CG)
26. Shri Prakash Aglawe, aged 47 years, S/o Shri R.M.Aglawe, R/o K-1, C1 MS,

Bhilai, Distt. Durg (C.G.)

27. Shri Pritish Guha, aged 46 years, S/o Shri B.N. Guha, R/o 414, Nehru Nagar (West), Bhilai, Distt. Durg (CG)
28. Shri S.R. Hasan, aged 48 years, S/o Shri S.I. Hussain, R/o 3A/St.11/Zone-2, Bhilai, Distt. Durg (CG)
29. Shri D.R. Zankyani, aged 35 years, S/o Shri Popatmal Zankyani, R/o 23, Raipur Naka, Sindhi Colony, Durg, (M.P.) P.No. 143435/AMIE(E)
30. Shri Bhagirathi Verma, aged 49 years, S/o Shri (late) B.R. Verma, R/o L-18-A/M.S. Bhilai, Distt. Durg (CG),
31. Shri N.K. Thakur, aged 47 years, S/o Shri S.R. Thakur, R/o Indira Para, Bhilai-3, Distt. Durg (CG)
32. Shri Dayashankar Sharma, aged 31 years, S/o Shri R. Sharma, R/o MIG-1/153, Hudco, Bhilai, Distt. Durg (CG)
33. Shri D.C. Shanker, aged 47 years, S/o Shri D.K. Murthy, R/o K-16, C/Maroday Sector, Bhilai, Distt. Durg (CG)
34. Shri Suresh Kumar Mockul, aged 45 years, S/o Shri M. Mokul, R/o Smriti Nagar, Bhilai, Distt. Durg (CG)
35. Shri S.S. Prasad, aged 46 years, S/o Shri M. Prasad, R/o 34-P/Ruabandha, Bhilai, Distt. Durg, (CG)
36. Shri B.K. Sahu, aged 43 years, S/o Shri K.R. Sahu, R/o Bhilai, Distt. Durg, (CG)
37. Shri P.K. Tiwari, aged 43 years, S/o Shri L.N. Tiwari, R/o 6A/24/1, Bhilai, Distt. Durg, (CG)
38. Shri A.K. Dewanjee, aged 44 years, S/o Shri M.L. Dewanjee, R/o 174/St.9, Bhilai-23, Distt. Durg(CG)
39. Shri Dilip Sinha, aged 42 years, S/o Shri Yogeshwar Sinha, R/o Devendra Nagar, Janta-31, Sec.-3, Raipur, Distt. Raipur (CG)
40. Shri Anil Kumar Choudhary, aged 43 years, S/o Shri R.N. Choudhary, R/o 11/A/27/3, Bhilai, Distt. Durg, (CG)
41. Shri S.K. Khichariya, aged 44 years, S/o Shri R.N.Khichariya, R/o 56/B, Rubandha, Bhilai, Distt. Durg (CG)
42. Shri Anoop Kumar Joshi, aged 44 years, S/o Shri T.V. Joshi, R/o M/138, Padmanabhpur, Distt. Durg (CG)
43. Shri Anil Kumar Basak, aged 49 years, S/o Shri H.G. Basak, R/o 18D/NPA/5, Bhilai, Distt. Durg (CG)
44. Shri G.L. Dhurandhar, aged 44 years,

S/o Shri (late) M.R. Dhurandhar, r/o Bhilai, Distt. Durg (CG)

45. Shri H.L. Chandrakar, aged 44 years, S/o Shri J.P. Chandrakar, R/o 58/5/Sec.II, Bhilai, Distt. Durg (CG)
46. Shri B.S.W. Ingawale, aged 44 years, S/o Shri W.S. Ingawale, R/o Qr.9A/Av.A/1 Bhilai, Distt. Durg, (CG)
47. Shri D.K. Yadu, aged 44 years, S/o Shri A.R. Yadu, R/o Qr. 959/Risali, Bhilai, Distt. Durg, (CG)
48. Shri G. Pradeep Kumar, aged 42 years, S/o Shri K. Ganasan, R/o C/32A, Maroda Sec. Bhilai, Distt. Durg (CG)
49. Shri M.S. Kashyap, aged 52 years, S/o Shri M.L. Kashyap, R/o 1/C, 73/6, Bhilai, distt. Durg (CG)
50. Shri M. Dileshwar Rao, aged 44 years, S/o Shri M.S. Rao, R/o 10/c/E-Pocket, Maroda (CG)
51. Shri Vinay Kumar Jaiswal, aged 36 years, S/o Shri S.R. Jaiswal, R/o 4D/Maroda Sec. Bhilai, Distt. Durg, (CG)
52. Shri R.V. Singh, aged 43 years, S/o Shri R.N. Singh, R/o 10-H/8/5, Bhilai, Distt. Durg, (CG)
53. Shri Bandhu Dharmik, aged 42 years, S/o Shri Sampat Dharmik, R/o 19A/30/5, Bhilai, Dist. Durg (CG)
54. Shri Vijay Kumar, aged 36 years, S/o Shri Sonu Ram, R/o 115/H, Risali Section, Bhilai, Distt. Durg (CG)
55. Shri Sanjeev Kumar, aged 39 years, S/o Shri R.D. Singh, R/o Qr.S.P.A./Sec.11 Zone-3, Bhilai, Distt. Durg (CG)
56. Shri A.K. Agrawal, aged 42 years, S/o Shri R.P. Agrawal Patnik, R/o 6D/SPEA/Z-3, Bhilai, Distt. Durg (CG)
57. Shri Mukul Pendharkar, aged 39 years, S/o Shri M.S. Pendharkar, R/o 44/ST. AVC Sec.1, Bhilai, Distt. Durg(CG)
58. Shri R.K. Yadav, aged 44 years, S/o late Shri M.L. Yadav, R/o 38/12/Sec.1, Bhilai, Distt. Durg (CG)
59. Shri Deepak Gupta, aged 37 years, S/o Shri R.P. Gupta, R/o 9A/10/II, Bhilai Distt. Durg (CG)
60. Shri R.K. Balpandey, aged 43 years, S/o Shri A.L. Balpandey, r/o 4-C/C5-4/5, Bhilai, Distt. Durg (CG)
61. Shri S.V. Vijaykumar, aged 44 years, S/o Shri F.N. Vishwanath, R/o

(84)

9A/12/7, Bhilai, Distt. Durg (CG)

62. Shri Pradeep Kumar, aged 39 years, S/o Shri R/o 2N/Av. E/6/Bhilai, Distt. Durg (CG)
63. Shri V.K. Agrawal, aged 44 years, s/o Shri Rameshwar Lal, R/o 278/16/2/ Bhilai, Distt. Durg, (CG),
64. Shri Kamruddin, aged 39 years, S/o Shri Samruddin, R/o 6/37/6, Bhilai, Distt. Durg, (CG)
65. Shri Chhatradhari, aged 44 years, s/o Shri Daulatram, R/o 6F/37/1, Bhilai, Distt. Durg, (CG)
66. Shri Sayed R. Ali, aged 41 years, S/o Shri Sayed A. Ali, R/o House No.79, Kela Badi, Durg,
67. Shri P.K. Mishra, aged 43 years, S/o Shri S.L. Gautam, R/o MIG-2/442, HUDCO, Bhilai, Distt. Durg, (CG)
68. Shri K.C. Sajan, aged 42 years, S/o Shri K.K. Charian, R/o 995/MIG-I HUDCO, Bhilai, Distt. Durg, (CG)
69. Shri S.C. Agrawal, aged 45 years, s/o Shri R.N. Agrawal, R/o 16A/AV.C/2, Bhilai, Distt. Durg, (CG)
70. Shri R.K. Gupta, aged 43 years, S/o Shri L.N. Gupta, r/o L-19A/MS, Bhilai, Distt. Durg, (CG)
71. Shri G.K. Verma, aged 44 years, S/o Shri H.R. Verma, R/o 32-A/3/2, Bhilai, Distt. Durg, (CG)
72. Shri R.S. Adil, aged 47 years, S/o Shri M.R. Adil, R/o 12-C/27/3, Bhilai, Distt. Durg (CG)
73. Shri Ramakant Pradhan, aged 43 years, S/o Shri Roopdhar Pradhan, R/o 28-E/1/1, Bhilai, Distt. Durg, (CG)
74. Shri A.K. Verma, aged 44 years, S/o Shri L.L. Verma, R/o 6-A/3/2, Bhilai, District Durg, (CG)
75. Shri Devendra Kumar Sahu, aged 44 years, S/o Shri K.R. Sahu, R/o C/70, Maroda, Bhilai, District Durg, (CG)
76. Shri V.K. Gawande, aged 45 years, S/o Shri C.G. Gawande, R/o 2D/13/11/Bhilai, District Durg, (CG)
77. Shri G.K. Panda, aged about 47 years, s/o late Shri B.B. Panda, R/o H/13D, Maroda, Bhilai, District Durg, (CG)
78. Shri K.P. Mishra, aged 45 years, S/o Shri R.P. Mishra, R/o H-10/D/Maroda, Bhilai, Distt. Durg (CG)
79. Shri M.R. Kumbhkar, aged 43 years, S/o Shri R/o 24/3/2, Bhilai, District Durg (CG)

80. Shri M.K.Sharma, aged 41 years, S/o Shri N.K. Sharma, R/o Street 11, S. Nagar, Bhilai, District Durg, (CG)
81. Shri S.K. Chourasia, aged 43 years, S/o Shri K.K. Chourasia, R/o 12F/10/4/, Bhilai, District Durg, (CG)
82. Shri S.K. Swar, aged years, S/o Shri R/o St.2, Ashish Nagar, Bhilai, District Durg (CG)
83. Shri S.Ramasubbu, aged 40 years, S/o C.N. Subramanium, R/o E/11c/ Maroda, Bhilai, District Durg, (CG)
84. Shri V.S. Ravi Kumar, aged 38 years, S/o Shri V.G. Ratnam, R/o Qr. E.W.S. 108, Padmanabhpur, (CG)
85. Shri Sheetal P. Sonker, aged 40 years, S/o Shri T.R. Sonkar, R/o Sonkar Para, Appapura, Ward 29, Durg (CG)
86. Shri Rajendra Joshi, aged 45 years, S/o Shri R.S. Joshi, R/o Plot No.5, Hanuman Nagar, Durg District Durg, (CG)
87. Shri D.K. Agrawal, aged 44 years, S/o Shri N.P. Agrawal, R/o 21, Shikshak Nagar, Durg, Distt. Durg, (CG)
88. Shri G.R. Vishwakarma, aged 48 years, S/o Shri P. Vishwakarma, R/o 2D/EMR/4, Bhilai, District Durg, (CG)
89. Shri S.L. Sahu, aged about 55 years, S/o Shri (late) Domar Singh Sahu, R/o 2B/41/10, Bhilai, Distt. Durg, (CG)
90. Shri Yashwant Sahu, aged 39 years, S/o Shri M.D. Sahu, R/o Janata E/8, Podnapur, District Durg (CG)
91. Shri R.K. Pargania, aged 38 years, S/o Shri S. Pargania, R/o 304/H/Risali, Bhilai, District Durg, (CG)
92. Shri U.C. Khatik, aged 47 years, s/o late Shri S.S. Khatik, R/o 1D/7/II, Bhilai, Distt. Durg, (CG)
93. Shri Anil K. Mishra, aged 49 years, S/o Shri S.N. Mishra, R/o 16-B/B/Maroda, Bhilai, District Durg, (CG)
94. Shri U.K. Verma, aged 44 years, S/o Shri J.L. Verma, R/o 10-B/79/6, Bhilai, District Durg, (CG)
95. Shri P.N. Pathak, aged 44 years, S/o Shri Y.N. Pathak, R/o 143/MIG-II, Amdi Nagar, HUDCO, Bhilai, District Durg (CG)

(Petitioner Nos.1 to 95 in W.P. No.559/1996)

96. Union of India, through the Secretary, Ministry of Steel, Govt of India, New

7

86

Delhi.
(Respondent No.1 in W.P. No.559/1996)

97. Rourkela Steel Plant, Through its Managing Director, Rourkela.
98. Bokaro Steel Plant, Through its Managing Director, Bokaro.
99. Buranpur Steel Plant, Through its Managing Director, Buranpur.
100. Salem Steel Plant, Through its Executive Director, Salem, Tamil Nadu.
101. Chief Vigilance Commissioner, New Delhi.
102. Shri Kaushik Sarker, Management Trainee, Department of Blast Furnaces, Bhilai Steel Plant, Bhilai, District Durg, (CG)
103. Amitabh Gen Choudhary, Management Trainee, Bhilai Steel Plant, Bhilai, District Durg, (CG)
104. Dhurjati Sinha, Management Trainee, Distribution Network, Bhilai Steel Plant, Bhilai.
105. Ranbir Paul, Management Trainee, Electrical Repair Shop, Bhilai Steel Plant, Bhilai, District Durg, (CG)
106. Smriti Rekha Barah, Management Trainee, Machine Shop I, Bhilai Steel Plant, Bhilai, District Durg, (CG)
107. Ajanta Sen, Management Trainee, Energy Management Department, Bhilai Steel Plant, Bhilai, District Durg, (CG)
108. Sanjana Purkayastha, Management Trainee, Department CMMS, Bhilai Steel Plant, Bhilai, District Durg, (CG)

(Respondents No.4 to 15 in W.P. No.559/1996)

Application for modification of order dated 16.7.2007 passed by this Hon'ble Court

---

Present: Dr. N.K.Shukla, Senior Advocate with Shri Chandresh Shrivastava, counsel for the applicants.
Shri Arun Kumar Agrawal and Shri P.S.Koshy, counsel for respondents No.1 to 95.
Shri Rajesh Kumar, Assistant Manager (Pers-Executive Cell), Bhilai Steel Plant, Bhilai is present in person.

ORAL ORDER
(Passed on 28.11.2007)

We called upon learned Senior Advocate for the applicants whether the case of the respondents/petitioners in Writ Petition No.559 of 1996

regarding their promotion has been considered by the applicants by passing a speaking order. After going through the record, learned Senior Advocate informs that the order is not speaking one. Therefore, he prayed that the applicants be allowed one week's further time so that the case of the respondents/petitioners in Writ Petition No.559 of 1996 regarding their promotion can be considered by passing a speaking order. Accordingly, a week's time is allowed as prayed.

In the light of above, the application, i.e., M.C.C. No.468/2007 stands disposed of.

Sd/-
Ag. Chief Justice

Sd/-
Dilip Raosaheb Deshmukh
Judge

Gopal